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IVAN S. KAVRUKOV, ESQ.
COOPER & DUNHAM LLP
1185 AVENUE OF THE AMERICAS
NEW YORK, NY 10036

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OFFICE OF PETITIONS

In re Application of
Osamu Suzuki :
Application No. 10/633,976 :
Filed: August 4, 2003 :
Attorney Docket No. 2271/70770 :

ON PETITION

This is a decision on the papers styled, "Response to January 19, 2005 Notice to File Missing Parts," filed on March 1, 2005, which has been treated as a Petition under 37 CFR 1.53, requesting that the above-identified application be accorded a filing date of August 4, 2003, including Figures 2, 3A and 3B described in the specification.

The application was filed on August 4, 2003. However, on January 19, 2005, the Office of Initial Patent Examination (OIPE) mailed a "Notice to File Missing Parts of Nonprovisional Application" (Notice) that stated the application had been accorded a filing date, but Figures 2, 3A, 3B described in the specification appear to have been omitted.

In response, on March 1, 2005 the instant petition and four (4) sheets of drawings were submitted. A copy of applicant's postcard receipt that acknowledges receipt of "4 drawing sheets (Figs 1-3B)" on August 4, 2003, accompanied the papers. A review of the application file indicates the presence of only one (1) sheet of drawings originally filed on August 4, 2003, with the sheets that contain Figures 2, 3A and 3B missing. It is assumed that the missing sheets of drawings containing Figures 2, 3A and 3B were misplaced by the Office.

In view of the above, the petition is granted.

The petition fee has not been charged.

This application will be returned to OIPE for processing with a filing date of August 4, 2003, using the three (3) sheets of drawings, containing Figures 2, 3A and 3B, that were submitted with the petition on March 1, 2005.

Telephone inquiries concerning this matter may be directed to the undersigned at
(571) 272-3228.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office